

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

FAIL-SAFE, LLC,

Plaintiff,

Case No. 08-C-0310

v.

A. O. SMITH CORPORATION,

Defendant.

**DEFENDANT A. O. SMITH CORPORATION'S MEMORANDUM
IN SUPPORT OF *DAUBERT* MOTION TO EXCLUDE
FAIL-SAFE'S CLAIM FOR FUTURE DAMAGES**

**FILED UNDER SEAL
REQUEST FOR CONFIDENTIALITY PENDING**